

EFFECTIVE IMMEDIATELY

ORDINANCE NO. 3830

AN ORDINANCE OF THE CITY OF HUNTINGTON BEACH
AMENDING CHAPTER 2.07 OF THE HUNTINGTON BEACH MUNICIPAL
CODE RELATING TO ELECTION CYCLES

The City Council of the City of Huntington Beach does hereby ordain as follows:

SECTION 1. Section 2.07.07 of the Huntington Beach Municipal Code is hereby amended to read as follows:

2.07.070 Election cycle. (3749-9/06)

- (a) **City Council, City Clerk, City Treasurer, and City Attorney Elections.** For purposes of the limits of this Chapter, as applied to elections for City Council, City Clerk, City Treasurer, and City Attorney, the final date for contributions shall be December 31 of the year in which the election for the open position was held. Contributions made after the final date shall be deemed contributions for the next election cycle. Notwithstanding the foregoing, contributions made after the final date to an elected Council Member who is ineligible for a further consecutive term, shall be deemed a contribution for the most recent election cycle in which such Council Member was eligible, and such contributions shall be subject to all other limitations and regulations in effect during said election cycle.
- (b) **Examples of the Election Cycle.** January 1, 1987, to December 31, 1990, was the "Election Cycle" for the 1990 election. Pursuant to Section 2.07.070 Election Cycle, the four (4) year period for purposes of applying the interpretation of the Campaign Ordinance Election Cycle 2.07.070(a) shall be as follows: (3220-1/94)

Example 1. (3220-1/94)

1992 Election Cycle - Three Council Seats and City Clerk and City Treasurer: January 1, 1989 - December 31, 1992.

- (1) The "last election" was November 1988.
- (2) December 31, 1988, was the last or final date for receipt of campaign contributions for the 1988 election.
- (3) January 1, 1989, began the election cycle for the 1992 election.
- (4) December 31, 1992, ended the election cycle for the 1992 election.

Example 2. (3220-1/94)

1994 Election Cycle - Four (4) Council Seats and City Attorney: January 1, 1991 - December 31, 1994.

- (1) The "last election" was November 1990.
- (2) December 31, 1990, was the last or final date for receipt of campaign contributions for the 1990 election.
- (3) January 1, 1991, began the election cycle for the 1994 election.
- (4) December 31, 1994, ends the election cycle for the 1994 election.

Example 3. (3220-1/94)

1996 Election Cycle - Three (3) Council Seats and City Clerk and City Treasurer: January 1, 1993 - December 31, 1996.

- (1) The "last election" was November 1992.
 - (2) December 31, 1992, was the last or final date for receipt of campaign contributions for the 1992 election.
 - (3) January 1, 1993, began the election cycle for the 1996 election.
 - (4) December 31, 1996, ends the election cycle for the 1996 election.
- (c) **Recalls.** For purposes of the limits of this Chapter, campaign contributions made at any time after a committee has been formed, pursuant to the provisions of the Political Reform Act, in support of a recall election or after the City Clerk has approved a recall petition for circulation and gathering of signatures, whichever occurs first, shall be considered contributions during a recall election cycle. A recall election cycle shall end whenever any of the following occur: (3220-1/94)
- (1) The recall proponents fail to return signed petitions to the City Clerk within the time limits set forth in the California Elections Code. (3220-1/94)
 - (2) All committees formed in support of the recall have been terminated pursuant to the provisions of the Political Reform Act. (3220-1/94)
 - (3) Ten (10) days after a recall election has been held. (3220-1/94)

SECTION 2. This ordinance shall become effective upon its adoption.

PASSED AND ADOPTED by the City Council of the City of Huntington Beach at a regular meeting thereof held on the 4th day of May, 2009.

(d)(5)

Mayor

ATTEST:

(d)(5)

City Clerk

REVIEWED AND APPROVED:

(d)(5)

City Administrator

APPROVED AS TO FORM

(d)(5)

City Attorney

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss:
CITY OF HUNTINGTON BEACH)

I, JOAN L. FLYNN, the duly elected, qualified City Clerk of the City of Huntington Beach, and ex-officio Clerk of the City Council of said City, do hereby certify that the whole number of members of the City Council of the City of Huntington Beach is seven; that the foregoing ordinance was read to said City Council at a **regular** meeting thereof held on **April 20, 2009**, and was again read to said City Council at a **regular** meeting thereof held on **May 4, 2009**, and was passed and adopted by the affirmative vote of at least a majority of all the members of said City Council.

AYES: Carchio, Dwyer, Coerper, Hansen


NOES: Hardy, Bohr

ABSENT: Green


ABSTAIN: None

I, Joan L. Flynn, CITY CLERK of the City of Huntington Beach and ex-officio Clerk of the City Council, do hereby certify that a synopsis of this ordinance has been published in the Huntington Beach Fountain Valley Independent on May 14, 2009.

In accordance with the City Charter of said City

 Joan L. Flynn, City Clerk
 Senior Deputy City Clerk

(d)(5)


City Clerk and ex-officio Clerk
of the City Council of the City
of Huntington Beach, California